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Attorneys for the United States of America

**IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

**UNITED STATES OF AMERICA and
MICHAEL FILICE, Revenue Officer,**

Petitioners,

v.

FRANCIS MONGUL,

Respondent.

) NO. C-06-6967-SI

**) APPLICATION TO DISMISS
) VERIFIED PETITION TO
) ENFORCE INTERNAL
) REVENUE SERVICE SUMMONS
) AND ORDER**

The United States of America dismisses the Petition To Enforce filed on November 8, 2006. The respondent was never served.

KEVIN V. RYAN
United States Attorney

Dated: January 26, 2007

/s/ Jay R. Weill
JAY R. WEILL
Assistant United States Attorney
Chief, Tax Division

SO ORDERED:

DATED:


SUSAN ILLSTON
UNITED STATES DISTRICT JUDGE